

AN ACT

ENTITLED, An Act to repeal and revise certain provisions relating to mandatory consecutive sentences.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 23A-27-36 be repealed.

Section 2. That § 22-11A-2 be amended to read as follows:

22-11A-2. Any prisoner who escapes is guilty of a Class 4 felony.

Section 3. That § 24-15A-20 be amended to read as follows:

24-15A-20. If a person is convicted of a felony while an inmate under the custody of the warden of the penitentiary, the sentence shall run consecutively and the person is not eligible for consideration for parole until serving the last of all such consecutive sentences, unless the sentencing court specifically orders otherwise. The parole date shall be established subject to the provisions of § 24-15A-32. This section does not apply to a person who commits a felony while on parole as defined in § 24-15A-15.

Section 4. That § 22-18-27 be amended to read as follows:

22-18-27. A penitentiary sentence arising from a conviction pursuant to § 22-18-26 may not commence until the expiration, with no allowance of good time, of the last sentence of imprisonment.

Section 5. That § 22-11A-9 be amended to read as follows:

22-11A-9. A penitentiary sentence arising from a conviction under § 22-11A-8 may not commence until the expiration, with no allowance of good time, of the last sentence of imprisonment.

Section 6. That chapter 23A-27 be amended by adding thereto a NEW SECTION to read as follows:

If a person is convicted of a crime committed while confined in a county or municipal jail, upon conviction, the sentence does not commence to run until the expiration of the last sentence of imprisonment, unless the sentencing court specifically orders otherwise.

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I certify that the attached Act
originated in the

SENATE as Bill No. 57

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 57

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
=====

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State